

Express Mail Label No: EM401137006 US

DECLARATION AND POWER OF ATTORNEY FOR UTILITY OR DESIGN PATENT APPLICATION <input type="checkbox"/> Declaration <input checked="" type="checkbox"/> Declaration Submitted with Submitted after Initial Initial Filing Filing (surcharge 37 CFR 1.16(e) required)	Attorney Docket No.	CYM-032
	First Named Inventor	Zahniser
	COMPLETE IF KNOWN	
	Application Serial Number	09/430,117
	Filing Date	October 29, 1999
	Group Art Unit	1743
	Examiner Name	Not yet assigned

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Cytological Imaging System and Method

(Title of the Invention)

the specification of which

☐ is attached hereto
OR☒ was filed on
(MM/DD/YYYY)

October 29, 1999

as United States Application Serial Number or PCT International

Application Number

09/430,117

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose to the Patent Office all information known by me to be material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
			<input type="checkbox"/>	YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Serial Number(s)	Filing Date (MM/DD/YYYY)	
		<input type="checkbox"/> Additional provisional application serial numbers are listed on a supplemental priority data sheet attached hereto.

Declaration and Power of Attorney for Utility or Design Patent Application

Serial No.: 09/430,117

Page 2 of 4

DECLARATION – Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c), of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Serial Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet attached hereto.

As a named inventor, I hereby appoint the following registered practitioners to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: ☐ Customer Number

OR

☒ Registered practitioner(s) name/registration number listed below



Place Customer
Number Bar Code
Label Here

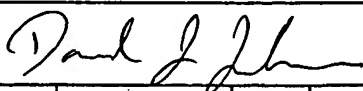
Name	Registration Number	Name	Registration Number
Steven M. Bauer	31,481	Thomas C. Meyers	36,989
John V. Bianco	36,748	Joseph B. Milstein	42,897
Isabelle A.S. Blundell	43,321	David G. Miranda	42,898
Maureen A. Bresnahan	44,559	Ronda P. Moore	44,244
Michael H. Brodowski	41,640	Edmund R. Pitcher	27,829
Jennifer A. Camacho	43,526	Dianne M. Rees	45,281
Joseph A. Capraro, Jr.	36,471	Michael A. Rodriguez	41,274
John J. Cotter	38,116	Jamie H. Rose	45,054
John V. Forcier	42,545	R. Stephen Rosenholm	45,283
Michael J. Giannetta	42,574	Christopher W. Stamos	35,370
Duncan A. Greenhalgh	38,678	Joseph P. Sullivan	45,349
William G. Guerin	41,047	Robert J. Tosti	35,393
Jonathan A. Harris	44,744	Thomas A. Turano	35,722
Ira V. Heffan	41,059	Michael J. Twomey	38,349
Danielle L. Herritt	43,670	Christine C. Vito	39,061
Mi K. Kim	44,830	Patrick R.H. Waller	41,418
Douglas J. Kline	35,574	Daniel A. Wilson	45,508
John D. Lanza	40,060	Yin P. Zhang	44,372
Timothy P. Linkkila	40,702		
Kurt W. Lockwood	40,704		

☐ Additional registered practitioners named on supplemental Registered Practitioner Information sheet attached hereto.

Direct all correspondence to:

Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor							
Given Name (first and middle [if any])					Family Name or Surname				
David J.					Zahniser				
Inventor's Signature							Date		6/13/00
Residence	City	Wellesley	State	MA	Country	USA	Citizenship	U.S.	
Post Office Address		33 Sheridan Road							
P.O. Address (line 2)	City	Wellesley	State	MA	ZIP	02481	Country	USA	
<input type="checkbox"/> Additional inventors are being named on the ____ supplemental Additional Inventor(s) sheet(s) attached hereto.									
Name of Additional Joint Inventor, if any:			<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])					Family Name or Surname				
Matthew S.					Zelinski				
Inventor's Signature							Date		
Residence	City	Worthington	State	OH	Country	USA	Citizenship	U.S.	
Post Office Address		446 Colonial Ave							
P.O. Address (line 2)	City	Worthington	State	OH	ZIP	43085	Country	USA	
Name of Additional Joint Inventor, if any:			<input type="checkbox"/> A petition has been filed for this unsigned inventor						
Given Name (first and middle [if any])					Family Name or Surname				
Thomas					Dolash				
Inventor's Signature							Date		
Residence	City	Columbus	State	OH	Country	USA	Citizenship	U.S.	
Post Office Address		845 Middlebury Drive							
P.O. Address (line 2)	City	Columbus	State	OH	ZIP	43201	Country	USA	

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:		<input type="checkbox"/> A petition has been filed for this unsigned inventor							
Given Name (first and middle (if any))						Family Name or Surname			
David J.						Zahniser			
Inventor's Signature								Date	
Residence	City	Wellesley	State	MA	Country	USA	Citizenship	U.S.	
Post Office Address		33 Sheridan Road							
P.O. Address (line 2)	City	Wellesley	State	MA	ZIP	02481	Country	USA	
<input type="checkbox"/> Additional inventors are being named on the supplemental Additional Inventor(s) sheet(s) attached hereto.									
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor							
Given Name (first and middle (if any))						Family Name or Surname			
Matthew S.						Zelinski			
Inventor's Signature		<i>Matthew S. Zelinski</i>						Date	6/14/00
Residence	City	Worthington	State	OH	Country	USA	Citizenship	U.S.	
Post Office Address		446 Colonial Ave							
P.O. Address (line 2)	City	Worthington	State	OH	ZIP	43085	Country	USA	
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor							
Given Name (first and middle (if any))						Family Name or Surname			
Thomas						Dolash			
Inventor's Signature		<i>Thomas M. Dolash</i>						Date	6/14/00
Residence	City	Columbus WORTHINGTON	State	OH	Country	USA	Citizenship	U.S.	
Post Office Address		845 Middlebury Drive 7D							
P.O. Address (line 2)	City	Columbus	State	OH	ZIP	43201	Country	USA	

WORTHINGTON, OH

43085-1D

Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))				Family Name or Surname			
Garrick L. Gibb				Maenle			
Inventor's Signature		David L. Maenle				Date 6-19-00	
Residence	City	Columbus	State	OH	Country	USA	Citizenship U.S.
Post Office Address		1136 Neil Avenue					
P.O. Address (line 2)	City	Columbus	State	OH	ZIP	43201	Country USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))				Family Name or Surname			
Mark				Fleming			
Inventor's Signature		Mark Fleming				Date 6/14/00	
Residence	City	Columbus	State	OH	Country	USA	Citizenship U.S.
Post Office Address		1539 Doten Avenue					
P.O. Address (line 2)	City	Columbus	State	OH	ZIP	43212	Country USA
Name of Additional Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor					
Given Name (first and middle (if any))				Family Name or Surname			
John S.				Laudo			
Inventor's Signature		John S. Laudo				Date 6/14/00	
Residence	City	Columbus	State	OH	Country	USA	Citizenship U.S.
Post Office Address		2072 Flanders Court					
P.O. Address (line 2)	City	Columbus	State	OH	ZIP	43235	Country USA

FORCIER217439.1014111_1



**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SEPTEMBER 23, 2000

PTAS

TESTA, HURWITZ & THIBEAULT, LLP
JOHN V. FORCIER
125 HIGH STREET
HIGH STREET TOWER
BOSTON, MA 02110



101426575A

**UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT**

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/14/2000

REEL/FRAME: 010972/0905
NUMBER OF PAGES: 8

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

ZAHNISER, DAVID J.

DOC DATE: 06/13/2000

ASSIGNOR:

ZELINSKI, MATTHEW S.

DOC DATE: 06/14/2000

ASSIGNOR:

DOLASH, TOM

DOC DATE: 06/14/2000

ASSIGNOR:

MAENLE, GARRICK

DOC DATE: 06/19/2000

ASSIGNOR:

LAUDO, JOHN S.

DOC DATE: 06/14/2000

ASSIGNOR:

FLEMING, MARK

DOC DATE: 06/14/2000

RECORDED

SEP 22 2000

UNITED STATES PATENT AND TRADEMARK OFFICE

010972/0905 PAGE 2

ASSIGNEE:

CYTYC CORPORATION
85 SWANSON ROAD
BOXBOROUGH, MASSACHUSETTS 01719

SERIAL NUMBER: 09430117

PATENT NUMBER:

FILING DATE: 10/29/1999

ISSUE DATE:

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

08-09-2000



PATENT

101426575
RECORDATION FORM COVER SHEET
PATENTS ONLY

7-14-00

TO: Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

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☐ Resubmission (Non-Recordation)

Document ID#: ☐ Correction of PTO ErrorReel #: Frame # ☐ Corrective DocumentReel #: Frame #

Conveyance Type

- ☒ Assignment ☐ Security Agreement
☐ License ☐ Change of Name
☐ Merger ☐ Other

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☐ Departmental File ☐ Secret File

Conveying Party(ies)

☐ Mark if additional names of conveying parties attachedName David J. ZahniserExecution Date
Month Day Year 06/13/2000Name Matthew S. Zelinski 06/14/2000Name Tom Dolash 06/14/2000Name Garrick Maenle 06/19/2000Name John S. Laudo 06/14/2000Name Mark Fleming 06/14/2000

Receiving Party

☐ Mark if additional names of receiving parties attachedName (line 1) Cytoc CorporationName (line 2) Address (line 1) 85 Swanson RoadAddress (line 2) Address (line 3) Boxborough

City

 MA/USA

State/Country

 01719

Zip Code

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment)

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name Address (line 1) Address (line 2) Address (line 3) Address (line 4)

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Mail documents to be recorded with required cover sheet(s) information to:
Box Assignment, Commissioner of Patents and Trademarks, Washington, D.C. 20231

Correspondent Name and Address

Area Code and Telephone Number 617-248-7675

Name Patent Administrator

Address (line 1) Testa, Hurwitz & Thibault, LLP

Address (line 2) High Street Tower

Address (line 3) 125 High Street

Address (line 4) Boston, MA 02110

Pages Enter the total number of pages of the attached conveyance document including any attachments.

6

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached
Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

09/430,117

Patent Number(s)

Patent Cooperation Treaty (PCT)

Enter PCT application number
only if a U.S. Application Number
has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

Number of Properties

Enter the total number of properties involved.

1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40.00

Method of Payment:

Enclosed ☒Deposit Account ☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account)

Deposit Account Number

20-0531

Authorization to charge additional fees:

Yes ☐No ☒

Statement and Signature

I, the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

John V. Forcier

Name of Person Signing

Signature

Date

7/10/06

FORCIER2174\39.1029732_1

COPY

ASSIGNMENT

WHEREAS, We, David J. Zahniser, Ph.D., Matthew S. Zelinski, Tom Dolash, Garrick Maenle, Mark Fleming, and John Laudo have invented one or more improvements in:

Cytological Imaging System and Method

described in an application (or provisional application) for Letters Patent of the United States:

☐ identified by Attorney Docket No. _____, and/or executed by us of even date herewith and about to be filed in the United States Patent Office;

☒ Serial No. 09/430,117 filed in the United States Patent Office on October 29, 1999; and

WHEREAS, Cytyc Corporation (hereinafter "ASSIGNEE"), a corporation organized and existing under the laws of the Commonwealth of Massachusetts, and having a usual place of business at 85 Swanson Road, Boxborough, Massachusetts 01719 desires to acquire an interest therein, in accordance with agreements duly entered into with us;

NOW, THEREFORE, to all whom it may concern be it known that for and in consideration of said agreements and of other good and valuable consideration, the receipt of which is hereby acknowledged, we have sold, assigned and transferred and by these presents do hereby sell, assign and transfer unto said ASSIGNEE, its successors, assigns, and legal representatives, our entire right, title and interest in and throughout the United States of America, its territories and all foreign countries, in and to the inventions described in said application, together with our entire right, title and interest in and to said application and such Letters Patent as may issue thereon or claim priority under international convention, including but not limited to continuations, divisionals, reissues, and reexaminations of said application or such Letters Patent; said inventions, applications and Letters Patent to be held and enjoyed by said ASSIGNEE for its own use and behalf and for its successors, assigns and legal representatives, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held by us had this assignment and sale not been made; we hereby convey all of our rights arising under or pursuant to any and all international agreements, treaties or laws relating to the protection of industrial property by filing any such applications for Letters Patent. We hereby acknowledge that this assignment, being of our entire right, title and interest in and to said inventions, carries with it the right in ASSIGNEE to apply for and obtain from competent authorities in all countries of the world any and all Letters Patent by attorneys and agents of ASSIGNEE's selection and the right to procure the grant of all Letters Patent to ASSIGNEE for its own name as assignee of our entire right, title and interest therein.

AND, we hereby further agree for ourselves and our executors and administrators to execute upon request any other lawful documents and likewise to perform any other lawful acts which may be deemed necessary to secure fully the aforesaid invention to said ASSIGNEE, its successors, assigns, and legal representatives, but at its or their expense and charges, including: the execution of applications for patents in foreign countries; the execution of substitution, reissue, divisional or continuation applications; and preliminary or other statements or the giving of testimony in any interference or other proceeding in which said inventions or any application or patent directed thereto may be involved; and we further hereby authorize ASSIGNEE or its attorneys or agents to insert the correct serial number and filing date into this assignment, if none is indicated on that date of our execution of this assignment;

AND, we do hereby authorize and request the Commissioner of Patents of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said ASSIGNEE, its successors, assigns, and legal representatives.

IN TESTIMONY WHEREOF, we have hereunto set our hands and affixed our seals the date set forth below.

Inventor: David J. Zahniser
David J. Zahniser, Ph.D.

Commonwealth of Massachusetts)
County of) ss

Subscribed and sworn to before me, by the above-named David J. Zahniser this 13th day of June, 2000.

Phyllis Howard
Notary Public
My Commission Expires: 9/1/06

Inventor: _____
Matthew S. Zelinski

State of Ohio)
County of) ss

Subscribed and sworn to before me, by the above-named Matthew S. Zelinski this _____ day of _____, 2000.

Notary Public
My Commission Expires: _____

Inventor: _____
Tom Dolash

State of Ohio)
County of) ss

Subscribed and sworn to before me, by the above-named Tom Dolash this _____ day of _____, 2000.

Notary Public

My Commission Expires: _____

Inventor: _____
Garrick Maenle

State of Ohio)
County of) ss

Subscribed and sworn to before me, by the above-named Garrick Maenle this _____ day of
_____, 2000.

Notary Public
My Commission Expires: _____

Inventor: _____
Mark Fleming

State of Ohio)
County of) ss

Subscribed and sworn to before me, by the above-named Mark Fleming this _____ day of
_____, 2000.

Notary Public
My Commission Expires: _____

Inventor: _____
John Laudo

State of Ohio)
County of) ss

Subscribed and sworn to before me, by the above-named John Laudo this _____ day of
_____, 2000.

Notary Public
My Commission Expires: _____

COPY

ASSIGNMENT

WHEREAS, We, David J. Zahniser, Ph.D., Matthew S. Zelinski, Tom Dolash, Garrick Maenle, Mark Fleming, and John Laudo have invented one or more improvements in:

Cytological Imaging System and Method

described in an application (or provisional application) for Letters Patent of the United States:

☐ identified by Attorney Docket No. _____, and/or executed by us of even date herewith and about to be filed in the United States Patent Office;

☒ Serial No. 09/430,117 filed in the United States Patent Office on October 29, 1999; and

WHEREAS, Cytoc Corporation (hereinafter "ASSIGNEE"), a corporation organized and existing under the laws of the Commonwealth of Massachusetts, and having a usual place of business at 85 Swanson Road, Boxborough, Massachusetts 01719 desires to acquire an interest therein, in accordance with agreements duly entered into with us;

NOW, THEREFORE, to all whom it may concern be it known that for and in consideration of said agreements and of other good and valuable consideration, the receipt of which is hereby acknowledged, we have sold, assigned and transferred and by these presents do hereby sell, assign and transfer unto said ASSIGNEE, its successors, assigns, and legal representatives, our entire right, title and interest in and throughout the United States of America, its territories and all foreign countries, in and to the inventions described in said application, together with our entire right, title and interest in and to said application and such Letters Patent as may issue thereon or claim priority under international convention, including but not limited to continuations, divisionals, reissues, and reexaminations of said application or such Letters Patent; said inventions, applications and Letters Patent to be held and enjoyed by said ASSIGNEE for its own use and behalf and for its successors, assigns and legal representatives, to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held by us had this assignment and sale not been made; we hereby convey all of our rights arising under or pursuant to any and all international agreements, treaties or laws relating to the protection of industrial property by filing any such applications for Letters Patent. We hereby acknowledge that this assignment, being of our entire right, title and interest in and to said inventions, carries with it the right in ASSIGNEE to apply for and obtain from competent authorities in all countries of the world any and all Letters Patent by attorneys and agents of ASSIGNEE's selection and the right to procure the grant of all Letters Patent to ASSIGNEE for its own name as assignee of our entire right, title and interest therein.

AND, we hereby further agree for ourselves and our executors and administrators to execute upon request any other lawful documents and likewise to perform any other lawful acts which may be deemed necessary to secure fully the aforesaid invention to said ASSIGNEE, its successors, assigns, and legal representatives, but at its or their expense and charges, including: the execution of applications for patents in foreign countries; the execution of substitution, reissue, divisional or continuation applications; and preliminary or other statements or the giving of testimony in any interference or other proceeding in which said inventions or any application or patent directed thereto may be involved; and we further hereby authorize ASSIGNEE or its attorneys or agents to insert the correct serial number and filing date into this assignment, if none is indicated on that date of our execution of this assignment;

AND, we do hereby authorize and request the Commissioner of Patents of the United States to issue such Letters Patent as shall be granted upon said application or applications based thereon to said ASSIGNEE, its successors, assigns, and legal representatives.

IN TESTIMONY WHEREOF, we have hereunto set our hands and affixed our seals the date set forth below.

Inventor: _____
David J. Zahniser, Ph.D.

Commonwealth of Massachusetts)
County of _____) ss

Subscribed and sworn to before me, by the above-named David J. Zahniser this _____ day of _____, 2000.

Notary Public
My Commission Expires: _____

Inventor: Matthew S. Zelinski
Matthew S. Zelinski

State of Ohio)
County of Franklin) ss

Subscribed and sworn to before me, by the above-named Matthew S. Zelinski this 14th day of June, 2000.

Brenda Block Koone
Notary Public
My Commission Expires: BRENDA BLOCK KOONE
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES MAY 23, 2003



Inventor: Tom Dolash
Tom Dolash

State of Ohio)
County of Franklin) ss

Subscribed and sworn to before me, by the above-named Tom Dolash this 14th day of June, 2000.

Brenda Block Koone
Notary Public

BRENDA BLOCK KOONE
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES MAY 23, 2003



My Commission Expires: _____

Inventor: _____

Garrick Maenle
Garrick Maenle
L. CMM

State of Ohio)

County of Franklin) ss

Subscribed and sworn to before me, by the above-named Garrick Maenle this 19th day of June, 2000.

Brenda Block Koone

Notary Public

My Commission Expires: **BRENDA BLOCK KOONE**
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES MAY 23, 2003



Inventor: _____

Mark Fleming
Mark Fleming

State of Ohio)

County of Franklin) ss

Subscribed and sworn to before me, by the above-named Mark Fleming this 14th day of June, 2000.

Brenda Block Koone

Notary Public

My Commission Expires: **BRENDA BLOCK KOONE**
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES MAY 23, 2003



Inventor: _____

John S. Laudo
John Laudo

State of Ohio)

County of Franklin) ss

Subscribed and sworn to before me, by the above-named John Laudo this 14th day of June, 2000.

Brenda Block Koone

Notary Public

My Commission Expires: **BRENDA BLOCK KOONE**
NOTARY PUBLIC, STATE OF OHIO
MY COMMISSION EXPIRES MAY 23, 2003



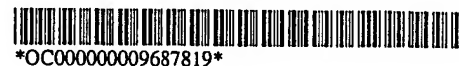
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MAR 28 2003

UNITED STATES
PATENT AND
TRADEMARK OFFICEBingham McCutchen
IP Docket DeptCommissioner for Patents
Washington, DC 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/430,117	10/29/1999	David J. Zahniser	CYM-032

CONFIRMATION NO. 6804

23639
BINGHAM, MCCUTCHEN LLP
THREE EMBARCADERO, SUITE 1800
SAN FRANCISCO, CA 94111 -4067

Date Mailed: 03/24/2003

NOTICE OF ACCEPTANCE OF POWER OF ATTORNEY

This is in response to the Power of Attorney filed 02/10/2003.

The Power of Attorney in this application is accepted. Correspondence in this application will be mailed to the above address as provided by 37 CFR 1.33.

ANITA JOHNSON
2800 (703) 308-4951

ATTORNEY/APPLICANT COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
Washington, D.C. 20231

POWER OF ATTORNEY (REVOCATION OF PRIOR POWERS) AND
PROSECUTION BY ASSIGNEE UNDER 37 C.F.R. § 3.71

Sir:

Cytac Corporation, a Massachusetts Corporation, the assignee of the entire right, title and interest of patent applications listed below, under 37 C.F.R. § 3.71 hereby revokes all powers of attorneys previously given in the below-identified patent applications and hereby appoints all attorneys associated with:

Customer Number 23639



23639

PATENT TRADEMARK OFFICE

with full powers of substitution and revocation, to prosecute this application and transact all matters in the United States Patent and Trademark Office, and in countries other than the United States, and to do all things necessary or appropriate therefore before any competent International Authorities in connection with any international patent application(s) corresponding to the above-identified application, said appointment to be to the exclusion of the inventors and their attorneys in accordance with the provisions of 37 C.F.R. § 3.71.

Correspondence Address

Please change the correspondence address for the below-identified patent applications to the customer number 23639, and direct all written communications relative to such applications to:

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Patent Applications

<i>Serial Number</i>	<i>Filing Date</i>	<i>Patent Number</i>	<i>First Named Inventor</i>	<i>Attorney Docket No.</i>
07/550,142	07-09-90	5,143,627	Stanley N. Lapidus, et al	CYM-004US
07/694,452	05-01-91	5,256,571	Anne Hurley, et al	CYM-006US
07/717,090	06-18-91	5,185,084	Stanley N. Lapidus, et al	CYM-001DIV
07/797,312	11-25-91	5,168,066	David Zahniser, et al	CYM-002CIP
07/843,571	02-28-92	5,364,597	Lewis T. Polk, Jr., et al	CYM-013CIP
07/884,622	01-15-92	5,266,495	Stanley N. Lapidus, et al	CYM-001CON
07/937,247	08-28-92	5,240,606	Stanley N. Lapidus, et al	CYM-004CON
07/948,133	09-21-92	5,282,978	Lewis T. Polk, Jr., et al	CYM-017US
07/948,304	09-21-92	5,269,918	Stanley N. Lapidus, et al	CYM-023US
08/061,928	05-13-93	6,010,909	Stanley N. Lapidus, et al	CYM-001CON2
08/285,416	08-03-94	5,503,802	Lewis T. Polk, Jr., et al	CYM-013CON
08/592,010	01-26-96	5,772,818	Lewis T. Polk, Jr., et al	CYM-013DIV
08/742,647	11-01-96	5,942,700	Gail E. Radcliffe, et al	CYM-024US
09/372,146	08-20-99	6,318,190	Gail E. Radcliffe, et al	CYM-024DIV
09/417,785	10-14-99	6,225,125	Stanley N. Lapidus, et al	CYM-001CON3
09/430,116	10-29-99	6,348,325	David Zahniser, et al	CYM-031US
09/430,117	10-29-99		David Zahniser, et al	CYM-032US
09/430,198	10-29-99		David Zahniser, et al	CYM-034US
09/520,421	03-08-00		Roy A. Ostgaard	CYM-027US
09/521,531	03-08-00		Roy A. Ostgaard, et al	CYM-028US
09/825,482	04-03-01		Menashi A. Cohenford, et al	CYM-035US
10/008,379	11-05-01		Roy A. Ostgaard, et al	CYM-037US
10/053,349	01-15-02		Brian Lentricchia, et al	CYM-036US
10/054,578	11-12-01		David Zahniser, et al	CYM-031CIP
10/286,387	11-01-02		Menashi A. Cohenford, et al	CYM-035CIP
10/323,188	12-18-02		Menashi A. Cohenford, et al	CYM-035DIV
29/093,806	09-18-98	D420,744	Roy A. Ostgaard, et al	CYM-026USD

I, the undersigned, declare that I have reviewed copies of the documentary evidence establishing chain of title to the patent applications identified above from the inventor(s) to the assignee.

To the best of the undersigned's knowledge and belief, title is in the assignee identified above. Furthermore, the undersigned is empowered to sign this document on behalf of the assignee.

Cytoc Corporation

Dated: 1/28/03

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